

## **MINUTES**

### **MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON EDUCATION AND CULTURAL RESOURCES**

**Call to Order:** Chair Ryan Zinke, on February 14, 2011 at 3:00 PM, in Room 303 Capitol

#### **ROLL CALL**

**Members Present:**

Sen. Rick Ripley, Vice Chair (R)  
Sen. Gary Branae (D)  
Sen. Taylor Brown (R)  
Sen. Bob Hawks (D)  
Sen. Bob Lake (R)  
Sen. Frederick (Eric) Moore (R)  
Sen. Sharon Stewart-Peregoy (D)

**Members Excused:**

Sen. Ryan Zinke, Chair (R)  
Sen. Jeff Essmann (R)  
Sen. Tom Facey (D)

**Members Absent:** None

**Staff Present:** Casey Barrs, Legislative Branch  
Gilda Clancy, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: SB 280, 2/9/2011; SJ 11, 2/9/2011  
Executive Action: SB 141, SB 177, SB 200

**HEARING ON SB 280**

**Opening Statement by Sponsor:**

00:01:24 Sen. Taylor Brown (R), SD 22, opened the hearing on SB 280, Authorize commissioner of higher ed to develop self-insured student health plan.

**Proponents' Testimony:**

00:04:12 Sen. Larsen, SD 50, Missoula

**EXHIBIT**(eds36a01)

00:06:00 Janelle Booth, Associated Students of Montana State University (ASMSU)

00:07:52 Sheila Stearns, Office of the Commissioner of Higher Education (OCHE)

00:09:17 Connie Welsh, Director of Benefit Plans, Montana University System (MUS)

00:13:05 Jim Mitchell, Student Insurance, Montana University System (MUS)

00:14:10 Rick Curtis, Administrator, Health Center, Montana University System (MUS)

00:15:37 Blake Robertson, Associated Students of Montana State University (ASMSU)

00:16:23 Michael Dills, Student, Associated Students of Montana State University  
(ASMSU)

**EXHIBIT**(eds36a02)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

00:17:15 Sen. Brown

**HEARING ON SJ 11**

**Opening Statement by Sponsor:**

00:19:21 Sen. Jim Peterson (R), SD 15, opened the hearing on SJ 11, Urge the board of regents to require post tenure review for higher education.

**Proponents' Testimony:** None

**Opponents' Testimony:**

00:30:32 Sheila Stearns, Office of the Commissioner of Higher Education (OCHE)

00:40:17 Marco Ferro, Montana Education Association-Montana Federation of Teachers  
(MEA-MFT)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:44:09 Sen. Lake  
 00:44:41 Sheila Stearns, OCHE  
 00:49:03 Sen. Lake  
 00:49:21 Sheila Stearns  
 00:50:15 Sen. Facey  
 00:50:32 Sheila Stearns  
 00:51:11 Royce Engstrom, President, University of Montana (UM)  
 00:53:48 Sen. Hawks  
 00:54:39 Sen. Peterson  
 00:55:33 Sen. Hawks  
 00:55:47 Sen. Peterson  
 00:56:34 Sen. Brown  
 00:59:12 Sheila Stearns  
 01:02:58 Sen. Brown  
 01:04:07 Royce Engstrom  
 01:05:24 Sen. Facey  
 01:05:46 Marco Ferro, MEA-MFT  
 01:05:52 Sen. Essmann entered the committee meeting.  
 01:05:59 Sen. Facey  
 01:06:27 Marco Ferro  
 01:07:26 Sen. Facey  
 01:08:50 Sheila Stearns  
 01:10:06 Sen. Facey  
 01:10:27 Royce Engstrom  
 01:10:36 Sen. Facey  
 01:11:13 Royce Engstrom  
 01:12:03 Sen. Facey  
 01:13:03 Sen. Peterson  
 01:14:12 Sen. Facey  
 01:14:40 Sen. Peterson  
 01:15:32 Sen. Branae  
 01:16:26 Blake Robertson, ASMSU  
 01:17:43 Sen. Branae  
 01:17:53 Blake Robertson  
 01:18:19 Sen. Hawks  
 01:20:11 Royce Engstrom  
 01:20:57 Chairman Zinke entered the committee meeting.  
 01:21:40 Sen. Stewart-Peregoy  
 01:22:00 Sheila Stearns  
 01:22:19 Sen. Stewart-Peregoy  
 01:23:32 Sheila Stearns

**Closing by Sponsor:**

01:24:57 Sen. Peterson

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**EXECUTIVE ACTION ON SB 200**

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01:43:55 **Motion/Vote:** Chairman Zinke moved that **SB 200 BE TABLED**. The motion carried unanimously by voice vote.

[EXHIBIT\(eds36a03\)](#)

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**EXECUTIVE ACTION ON SB 141**

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01:44:40 **Motion:** Sen. Ripley moved that **SB 141 DO PASS**.

**Discussion:**

01:44:57 Sen. Branae  
01:46:31 Sen. Hawks  
01:47:59 Sen. Lake  
01:49:43 Sen. Brown  
01:51:53 Sen. Moore  
01:52:41 Chairman Zinke

01:54:53 **Substitute Motion/Vote:** Sen. Lake made a substitute motion that **SB 141 BE TABLED**. Substitute Motion carried 6-4 by roll call vote with Sen. Branae, Sen. Facey, Sen. Hawks and Sen. Stewart-Peregoy voting no.

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**EXECUTIVE ACTION ON SB 177**

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01:55:55 **Motion:** Sen. Lake moved that **SB 177 BE TABLED**.

**Discussion:**

01:57:15 Sen. Hawks

01:58:34 **Vote:** Motion failed 5-5 by roll call vote with Sen. Brown, Sen. Hawks, Sen. Lake, Sen. Moore and Sen. Zinke voting aye.

**Discussion:**

01:59:33 Sen. Ripley  
01:59:44 Sen. Facey  
02:00:35 Sen. Moore  
02:01:09 Sen. Essmann

02:01:22 **Substitute Motion/Vote:** Sen. Facey moved that **SB 177 BE TABLED**. Motion carried 8-2 by roll call vote with Sen. Branae and Sen. Ripley voting no.

02:02:20 Chairman Zinke

**ADJOURNMENT**

Adjournment: 5:12 P.M.

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Gilda Clancy, Secretary

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Additional Documents:

**EXHIBIT**([eds36aad.pdf](#))